Sheet 1			
POTI	ES DISTRICT COU		
Lastern Di	strict of	Pennsylvania	
UNITED STATES OF AMERICA V. FILED	JUDGMENT IN A CR	IMINAL CASI	E
ROBERT MELENDEZ AUG 122010	Case Number:	DPAE2:08CR0	00206-001
MCHAPI & William	USM Number:	63266-066	
ByDep. Cla	k vk Peter Bowers, Esq.	Jason Bolog	na, Esq.
THE DEFENDANT:	Defendant's Attorney		d States Attorney
X pleaded guilty to count(s) 1, 2, 3, 4, 5, 6, 7			
pleaded nolo contendere to count(s) which was accepted by the court.			
was found guilty on count(s) after a plea of not guilty.			
The defendant is adjudicated guilty of these offenses:			
Title & Section  21:841(a)(1),(b)(1)(C)  21:841(a)(1),(b)(1)(C)  21:841(a)(1),(b)(1)(C)  21:841(a)(1),(b)(1)(B)(i)  21:841(a)(1),(b)(1)(B)(ii)  21:841(a)(1),(b)(1)(B)(iii)  The defendant is sentenced as provided in pages 2 through the Sentencing Reform Act of 1984.	nt to distibute ") with the intent to distribute	Offense Ended Nov. 27, 2007 Dec. 5, 2007 Dec. 12, 2007 Dec. 19, 2007 Dec. 19, 2007 Dec. 19, 2007 The sentence is in	Count  1 2 3 4 5 6 mposed pursuant to
☐ The defendant has been found not guilty on count(s)			
☐ Count(s) ☐ is ☐	are dismissed on the motion of t	he United States.	
It is ordered that the defendant must notify the United Stat or mailing address until all fines, restitution, costs, and special asses the defendant must notify the court and United States attorney of	tes attorney for this district within ssments imposed by this judgment material changes in economic circ	30 days of any char are fully paid. If orc cumstances.	nge of name, residence lered to pay restitution
xe: dyt Ausa P. Bower Us Poob	June 21, 2010 Date of Imposition of Judgment  Signature of Judge	Lur)	
Fiel .	Petrese B. Tucker, United Sta Name and Title of Judge	tes District Court Ju	udge

July 14/ 2010

AO 245B (R

(Rev. 06/05) Judgment in a Criminal Case Sheet 1A

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DEFENDANT: CASE NUMBER:

ROBERT MELENDEZ DPAE2:08CR000206-001

### ADDITIONAL COUNTS OF CONVICTION

Title & Section

**Nature of Offense** 

Offense Ended

**Count** 

21:841(a)(1)

Possession of marijuana with the intent to distribute

Dec. 19, 2007

\_\_\_\_\_ 7

**DEFENDANT:** CASE NUMBER:

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ROBERT MELENDEZ DPAE2:08CR000206-001

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## **IMPRISONMENT**

total term of:	The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a 96 months with credit for time served from December 19, 2007.						
	The court makes the following recommendations to the Bureau of Prisons:						
	The defendant is remanded to the custody of the United States Marshal.						
	The defendant shall surrender to the United States Marshal for this district:						
	a p.m on						
	as notified by the United States Marshal.						
	The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:						
	before 2 p.m						
	as notified by the United States Marshal.						
	as notified by the Probation or Pretrial Services Office.						
I have execut	RETURN ed this judgment as follows:						
Thave execut	ou and judgment as tonows.						

Defendant delivered	to
	, with a certified copy of this judgment.
	UNITED STATES MARSHAL
	By

DEPUTY UNITED STATES MARSHAL

 $\begin{array}{l} \hbox{(Rev. 06/05) Judgment in a Criminal Case} \\ \hbox{Sheet 2A --- Imprisonment} \end{array}$ 

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DEFENDANT: CASE NUMBER:

ROBERT MELENDEZ DPAE2:08CR000206-001

### ADDITIONAL IMPRISONMENT TERMS

The defendant shall participate in the 500 hour drug abuse treatment program.

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DEFENDANT: ROBERT MELENDEZ CASE NUMBER: DPAE2:08CR000206-001

#### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of: 4 years.

The defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.

The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of
future substance abuse. (Check, if applicable.)

X The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. (Check, if applicable.)

The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)

The defendant shall register with the state sex offender registration agency in the state where the defendant resides, works, or is a student, as directed by the probation officer. (Check, if applicable.)

☐ The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)

If this judgment imposes a fine or restitution, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

#### STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer:
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

(F	v. 06/05) Judgment in a Criminal Case
S	et 5 — Criminal Monetary Penalties

3 — Chilina Monetary Fenances								
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DEFENDANT: ROBERT MELENDEZ
CASE NUMBER: DPAE2:08CR000206-001

# **CRIMINAL MONETARY PENALTIES**

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

TO	TALS \$	Assessment 700.00			<u>ne</u> 000.00	Restituti \$	<u>on</u>
	Th after such deter		stitution is deferred	<u> </u>	An Amended Judgment	in a Criminal	Case (AO 245C) will be
	The defendant	must make restitution	i (including commun	ity rest	citution) to the following	payees in the amo	ount listed below.
	If the defendanthe priority ord before the Unit	t makes a partial payi er or percentage payi ed States is paid.	nent, each payee shal nent column below.	l receiv Howev	ve an approximately prop ver, pursuant to 18 U.S.C	oortioned paymen . § 3664(i), all no	t, unless specified otherwise in nfederal victims must be paid
Nan	ne of Payee		Total Loss*		Restitution Order	<u>ed</u>	Priority or Percentage
тот	ΓALS	\$	0	_	\$	0_	
	Restitution am	ount ordered pursua	nt to plea agreement	\$			
	The defendant fifteenth day a	must pay interest on fter the date of the ju	restitution and a fine	of mo	.C. § 3612(f). All of the		ne is paid in full before the on Sheet 6 may be subject
	The court dete	rmined that the defer	dant does not have the	ne abili	ity to pay interest and it i	s ordered that:	
	☐ the interes	st requirement is wai	ved for the	ie 🗆	restitution.		
	☐ the interes	st requirement for the	☐ fine ☐	restitut	tion is modified as follow	/s:	

<sup>\*</sup> Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

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**DEFENDANT:** ROBERT MELENDEZ DPAE2:08CR000206-001 CASE NUMBER:

#### **SCHEDULE OF PAYMENTS**

Hav	ing a	ssessed the defendant's ability to pay, payment of the total criminal monetary penalties are due as follows:
A		Lump sum payment of \$ due immediately, balance due
		not later than , or in accordance C, D, E, or F below; or
В		Payment to begin immediately (may be combined with $\Box C$ , $\Box D$ , or $\Box F$ below); or
C	□	Payment in equal (e.g., weekly, monthly, quarterly) installments of \$ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after the date of this judgment; or
D		Payment in equal (e.g., weekly, monthly, quarterly) installments of \$ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
E		Payment during the term of supervised release will commence within (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
F	X	Special instructions regarding the payment of criminal monetary penalties:
		The defendant is encouraged to use the Bureau of Prisons Financial Responsibility Program to make payment toward the financial obligations ordered by this Court. Any balance owed upon the defendant's release shall be paid at the initial rate of \$25.00 per month subject to review by the United States Probation Office.
Unle imp Resp	ess the rison ponsi	e court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during ment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial bility Program, are made to the clerk of the court.
The	defei	ndant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.
	Join	t and Several
		endant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, corresponding payee, if appropriate.
	The	defendant shall pay the cost of prosecution.
	The	defendant shall pay the following court cost(s):
	The	defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.